



Attorney Docket No. A-72077-5/AMP
Dorsey File No. 470438-92

EXPRESS MAIL NO. EV 182100076US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Applicant:	Linda G. LEE	Confirmation No.: 3602
Application No.:	10/788,660	
Filing Date:	February 26, 2004	Examiner: Not Yet Assigned
Title:	4,7-DICHLORORHODAMINE DYE LABELED POLYNUCLEOTIDES	Group Art Unit: 1645

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION
FILED UNDER 37 C.F.R. 1.53(b)**

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice to File Missing Parts of Nonprovisional Application mailed May 21, 2004, transmitted herewith are:

- Transmittal (1 pg.);
- Fee Transmittal (1 pg.);
- A copy of the Notice to File Missing Parts dated May 21, 2004; Petition for Extension of Time – Three Months (1 pg.);
- A check in the amount of \$2,288.00 (\$790 for statutory basic filing fee; \$388 for total additional claim fees; and \$130 for late oath or declaration surcharge - \$88 for 1 independent claim and \$300 for multiple dependent claim; \$980 petition for three-months extension of time); and
- Return postcard.

The Commissioner is hereby authorized to charge any deficiency in the payment of the required fee(s) or credit any overpayment to Deposit Account No. 50-2319 (Account No. A-72077-5/AMP).

Respectfully submitted,

DORSEY & WHITNEY LLP

Ann M. Caviani Pease, Reg. No. 42,067

Date: October 20, 2004 By: _____

Dorsey & Whitney LLP
Four Embarcadero Center, Suite 3400
San Francisco, California 94111-4187
Telephone: (650) 494-8700
Facsimile: (650) 494-8771

Customer No. 32940



TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission	Application No.	10/788,660
	Filing Date	February 26, 2004
	First Named Inventor	Linda G. LEE
	Examiner Name	Not Yet Assigned
	Group Art Unit	1645

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached - check in the amount of \$2,288.00 <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input checked="" type="checkbox"/> Response to Missing Parts/ Incomplete Application <input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.53(b) (1 pg.)	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Request <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, No. of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Petition for Extension of Time – 3 months (1 pg.); and self- addressed stamped Postcard.
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Ann M. Caviani Pease, Esq., Reg. No. 42,067 DORSEY & WHITNEY LLP 4 Embarcadero Center, Suite 3400 San Francisco, CA 94111 Telephone: 650-494-8700 Facsimile: 650-494-8771	Customer Number 32940
Signature		
Date	October 20, 2004	

**APPLICATION
TRANSMITTAL SHEET
(FY 2004)**



Complete if Known		EXPRESS MAIL LABEL NO. EV182100076US
Application No.	10/788,660	
Filing Date	February 26, 2004	
First Named Inventor	Linda G. LEE	
Group Art Unit	1645	
Examiner Name	Not Yet Assigned	
Atty. Docket Number	A-72077-5/AMP (470438-92)	

METHOD OF PAYMENT (Check One)			FEE CALCULATION (Continued)																																																																																	
<p>1. <input type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any over payments to: Deposit Account No.: <u>50-2319</u> Deposit Account Name: <u>DORSEY & WHITNEY LLP</u></p> <p><input checked="" type="checkbox"/> Charge any additional fee required under 37 C.F.R. 1.16 and 1.17 to: Deposit Account No.: <u>50-2319</u> Deposit Account Name: <u>DORSEY & WHITNEY LLP</u></p> <p><input type="checkbox"/> Applicant claims small entity status (see 37 C.F.R. 1.27)</p> <p>2. <input checked="" type="checkbox"/> Check Enclosed in the amount of <u>\$2,288.00</u></p>			<p>3. ADDITIONAL FEES</p> <table border="1"> <thead> <tr> <th>Large Entity Fee</th> <th>Small Entity Fee</th> <th>Fee Description</th> <th>Fee paid</th> </tr> </thead> <tbody> <tr> <td>50</td> <td>25</td> <td>Surcharge - late provisional filing fee or cover sheet</td> <td></td> </tr> <tr> <td>130</td> <td>65</td> <td>Surcharge - Late non-provisional filing fee or oath</td> <td>\$130.00</td> </tr> <tr> <td>180</td> <td>180</td> <td>Submission of IDS</td> <td></td> </tr> <tr> <td>40</td> <td>40</td> <td>Recording each patent assignment per property (times number of properties)</td> <td></td> </tr> </tbody> </table> <p>1. BASIC FILING FEE</p> <table border="1"> <thead> <tr> <th>Large Entity Fee</th> <th>Small Entity Fee</th> <th>Fee Description</th> </tr> </thead> <tbody> <tr> <td>160</td> <td>80</td> <td><input type="checkbox"/> Provisional Filing Fee</td> </tr> <tr> <td>790</td> <td>395</td> <td><input checked="" type="checkbox"/> Utility Filing Fee</td> </tr> <tr> <td>350</td> <td>175</td> <td><input type="checkbox"/> Design Filing Fee</td> </tr> <tr> <td>790</td> <td>395</td> <td><input type="checkbox"/> Reissue Filing Fee</td> </tr> <tr> <td align="right" colspan="2">Subtotal (1)</td> <td>\$790.00</td> </tr> </tbody> </table> <p>2. EXTRA* CLAIM FEES</p> <table border="1"> <thead> <tr> <th>Number Claims</th> <th>Prior</th> <th>Extra</th> <th>Fee from Below*</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr> <td>Total</td> <td>-</td> <td>=</td> <td>x</td> <td>= \$</td> </tr> <tr> <td>Indep.</td> <td>1</td> <td>-</td> <td>=</td> <td>x = \$88.00</td> </tr> <tr> <td>Multiple Dependent Claims</td> <td></td> <td>=</td> <td>x</td> <td>= \$300.00</td> </tr> <tr> <td align="right" colspan="2">Subtotal (2)</td> <td>\$388.00</td> </tr> </tbody> </table> <p>*Calculation of Extra Claim Fees</p> <table border="1"> <thead> <tr> <th>Large Entity Fee</th> <th>Small Entity Fee</th> <th>Fee Description</th> </tr> </thead> <tbody> <tr> <td>18</td> <td>9</td> <td>Claims in excess of 20</td> </tr> <tr> <td>88</td> <td>44</td> <td>Independent claims in excess of 3</td> </tr> <tr> <td>300</td> <td>150</td> <td>Multiple dependent Claim</td> </tr> <tr> <td>88</td> <td>44</td> <td>Reissue independent claims over original patent</td> </tr> <tr> <td>18</td> <td>9</td> <td>Reissue claims in excess of 20 and over original patent</td> </tr> </tbody> </table> <p>OTHER FEE (specify):</p> <p>Subtotal (3)</p> <p>Total Amount of Payment: \$1,110.00</p>			Large Entity Fee	Small Entity Fee	Fee Description	Fee paid	50	25	Surcharge - late provisional filing fee or cover sheet		130	65	Surcharge - Late non-provisional filing fee or oath	\$130.00	180	180	Submission of IDS		40	40	Recording each patent assignment per property (times number of properties)		Large Entity Fee	Small Entity Fee	Fee Description	160	80	<input type="checkbox"/> Provisional Filing Fee	790	395	<input checked="" type="checkbox"/> Utility Filing Fee	350	175	<input type="checkbox"/> Design Filing Fee	790	395	<input type="checkbox"/> Reissue Filing Fee	Subtotal (1)		\$790.00	Number Claims	Prior	Extra	Fee from Below*	Fee Paid	Total	-	=	x	= \$	Indep.	1	-	=	x = \$88.00	Multiple Dependent Claims		=	x	= \$300.00	Subtotal (2)		\$388.00	Large Entity Fee	Small Entity Fee	Fee Description	18	9	Claims in excess of 20	88	44	Independent claims in excess of 3	300	150	Multiple dependent Claim	88	44	Reissue independent claims over original patent	18	9	Reissue claims in excess of 20 and over original patent
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Submitted by:

Name: Ann M. Caviani Pease, Reg. No. 42,067

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Customer Number 32940

Signature:

Date: October 20, 2004

BEST AVAILABLE COPY



10-22-04

Page 1 of 2

JFW
SK

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
PO Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/788,660	02/27/2004	Linda G. Lee	A-72077-5/AMP

Ann M. Caviani Pease
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Suite 3400
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San Francisco, CA 94111-4187

CONFIRMATION NO. 3602 FORMALITIES LETTER



OC000000012738866

Date Mailed: 05/21/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of **\$376** as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$1276** for a Large Entity

10/25/2004	MBELETE1	00000013	10788660
02	FC:1051	130.00	OP
03	FC:1001	790.00	OP
04	FC:1201	88.00	OP
05	FC:1203	300.00	OP

- **\$770** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is **\$376**

- **\$86** for 1 independent claims over 3.
- **\$290** for multiple dependent claim surcharge.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE